

REMARKS

Applicants would first like to thank the Examiner and the Primary Examiner for the courtesies extended to Applicants in conducting an Interview that took place on July 14, 2005, and in conducting a further search and Interview on June 20, 2005.

INTERVIEW SUMMARY:

During the Interview the Examiner, the Primary Examiner and Applicants discussed the Examiner's rejections.

The Examiner and Applicants discussed the rejection of claim 1 under 35 U.S.C. § 102(b) as being anticipated by USPN 5,157,464 to Laihanen, and claims 2-4 under 35 U.S.C. § 102(b) as being anticipated by USPN 3,944,368 to Beesley. Applicants discussed the differences between Applicants' invention and the inventions taught and disclosed by Laihanen and Beesley.

Applicants were able to distinguish Laihanen from Applicants invention by showing that Laihanen teaches a device for comparing reproduced or proof images or studying a non-reflective image alone. The non-reflective image taught by Laihanen is a negative or slide. Laihanen is used for purposes of color comparison for a color reproduction process. Laihanen teaches away from illuminating the object as it requires that "no light is projected onto the non-reflecting image" (see col. 1, lines 47-49). Laihanen also teaches away from "a beam of light being reflected from the at least one interior surface" as it teaches that "the box is ideally lined with a material reflecting as little light as possible" (see col. 1, lines 45-46).

Applicants were able to distinguish Beesley from Applicants' invention by showing that Beesley teaches a device that does not include a lens positioned at least one of within and adjacent to the aperture through which an observer can view the object. For the same reason, Applicants were able to distinguish USPN 6,735,022 to Solitt which the Examiner made of record but did not rely upon.

REJECTION UNDER 35 U.S.C. § 102(b):

Applicants respectfully submit that the Examiner should withdraw the rejection of claim 1 under U.S.C. § 102(b) as being anticipated by Laihanen.

The invention described in and taught by Laihanen is very different from the invention claimed by Applicants. Laihanen is directed toward a device for comparing

reproduced or proof images or studying a non-reflective image alone. This is very different from Applicants' invention.

Laihanen does not in any way teach or describe a "a lens positioned at least one of within and adjacent to the first aperture and having a surface area at least substantially proportional to the first aperture, wherein at least a portion of the lens provides a magnified view of the object" or "a light generator coupled to the housing, and generating a beam of light for illumination of the object," as recited in claim 1. In fact Laihanen teaches away from illuminating the object (see col. 1, lines 47-49). Thus, Laihanen does not describe or teach Applicants' invention.

Because Laihanen does not teach or describe each of the elements recited by claim 1 of Applicant's application, it cannot anticipate Applicants' invention. Additionally, because claims 5, 6 and 8-20 depend from claim 1, they also cannot be anticipated by Laihanen. Applicants, therefore, respectfully request that the Examiner withdraw the rejection of claim 1 of the pending application under 35 U.S.C. § 102(b) and allow Applicants' claims 1, 5, 6 and 8-20 to issue as a patent.

REJECTION UNDER 35 U.S.C. § 102(b):

Applicants respectfully submit that the Examiner should withdraw the rejection of claims 2-4 under U.S.C. § 102(b) as being anticipated by Beesley.

The invention described in and taught by Beesley is very different from the invention claimed by Applicants. Beesley is directed toward a device for color analysis of precious stones.

Beesley does not in any way teach or describe a "a lens positioned at least one of within and adjacent to the first aperture and having a surface area at least substantially proportional to the first aperture, wherein at least a portion of the lens provides a magnified view of the object," as recited in claim 2, "a lens having a magnification portion positioned at least one of within and adjacent to the at least one aperture and having a surface area at least substantially proportional to the at least one aperture," as recited in claim 3, or "a lens positioned at least one of within and adjacent to the first aperture and having a surface area at least substantially proportional to the first aperture, wherein the lens provides a magnified view of the object," as recited in claim 4. In fact Beesley does not teach any lens. Thus, Beesley does not describe or teach Applicants' invention.

Because Beesley does not teach or describe each of the elements recited by claims 2-4 of Applicant's application, it cannot anticipate Applicants' invention. Additionally, because claim 7 depends from claim 2, it also cannot be anticipated by Beesley. Applicants, therefore, respectfully request that the Examiner withdraw the rejection of claims 2-4 of the pending application under 35 U.S.C. § 102(b) and allow Applicants' claims 2-4 and 7 to issue as a patent.

NEW CLAIMS:

For the same reasons as stated above with respect to claims 1-4, Applicants' new claims 5-20 are not anticipated by or obvious over Laihanen or Beesley in any known combination.

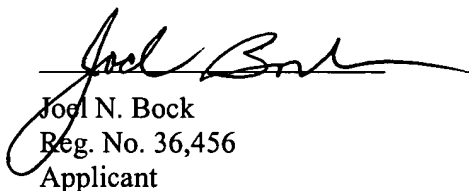
CONCLUSION

In view of the foregoing amendments and remarks, each of the claims of the above referenced application is believed to be in condition for allowance, and Applicants respectfully requested that the Examiner at his earliest convenience withdraw the rejection of the claims and issue a notice of allowance.

Applicants can be reached at (973) 912-7174 if the Examiner believes that oral communication with Applicants will expedite issuance of this application.

Respectfully submitted,

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